UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

)

)

)

UNITED STATES OF AMERICA

v.

CRIMINAL ACTION NO. 05-40025-FDS

NYDIA SHARAII BERNABEL and MATTHEW MARSH, Defendants,

ORDER OF EXCLUDABLE TIME November 18, 2005

SWARTWOOD, C.M.J.

It is ordered pursuant to the provisions of 18 U.S.C. § 3161 (b) (1) (F), as interpreted by the United States Court of Appeals for this Circuit (<u>United States v. Jodoin</u>, 672 F.2d 232, 237 (1st Cir. 1982)), that the period from November 9, 2005 (date of expiration of prior order of excludable time) through November 29, 2005 (date by which the counsel for the Defendants will have determined whether or not further discovery will be requested from the Government) shall be excluded from the Speedy Trial Act.

/s/Charles B. Swartwood, III CHARLES B. SWARTWOOD, III CHIEF MAGISTRATE JUDGE